

03-20-02 ED

Attorney Docket No. 37217.8116

I hereby certify that this correspondence is being deposited with the U.S. Postal Service "Express Mail Post Office to Addressee" service, Label No. EL 889537143 US, and addressed to: Assistant Commissioner for Patents, Washington, D.C., 20231, on:



By: Jennifer Mahoney
PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

IN THE APPLICATION OF:

Sparks, *et al.*

APPLICATION No.: 10/010,410

FILED: December 5, 2001

FOR: CATHETER SYSTEM FOR VASCULAR RE-
ENTRY FROM A SUB-INTIMAL SPACE

EXAMINER: Unknown

ART UNIT: 3739

CONFIRMATION No.: 4495

Response to Notice to File Missing
Parts of Application

Box Missing Parts
Assistant Commissioner for Patents
Washington, D.C. 20231

Sir:

1. In response to the Notice to File Missing Parts mailed January 18, 2002 (copy enclosed), applicant submits the following:
 - 4 Executed Declarations of Inventorship
 - A Power of Attorney by Assignee
 - A Preliminary Amendment
 - 65 Substitute Drawings
 - a *copy* of an assignment recordation cover sheet *for informational purposes only* (Form PTOL-1595) *for assignment(s) being filed separately.*

2. Conditional Petition for Extension of Time

Applicant petitions for an Extension of Time if necessary for timely filing of this Response.

3. Fee Payment

Applicant claims small entity status. See 37 CFR §1.27

Please charge \$130.00 in payment of the surcharge for late filing of the declaration or oath to Deposit Account No. 50-0665; this paper is provided in triplicate.

Please charge any underpayment for timely filing of this Response to Deposit Account No. 50-0665.

Respectfully submitted,



Richard L. Gregory, Jr.
Registration No. 42,607

Date: 3-18-02

Correspondence Address:

Customer No. 22918
(650) 838-4300



UNITED STATES PATENT AND TRADEMARK OFFICE

MAR 18 2002

 COMMISSIONER FOR PATENTS
 UNITED STATES PATENT AND TRADEMARK OFFICE
 WASHINGTON, D.C. 20231
 www.uspto.gov

APPLICATION NUMBER	FILED/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
10/010,410	12/05/2001	Kurt D. Sparks	37217.8116

 PATENT & TRADEMARK
OFFICE
U.S. DEPARTMENT OF COMMERCE

CONFIRMATION NO. 4495

FORMALITIES LETTER



OC000000007329348

22918
 PERKINS COIE LLP
 P.O. BOX 2168
 MENLO PARK, CA 94026

Date Mailed: 01/18/2002

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

Filing Date Granted

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The oath or declaration is unsigned.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(l) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.
- **The balance due by applicant is \$ 130.**

The application is informal since it does not comply with the regulations for the reason(s) indicated below.

The required item(s) identified below must be timely submitted to avoid abandonment:

- Substitute drawings in compliance with 37 CFR 1.84 because:

- drawing sheets do not have the appropriate margin(s) (see 37 CFR 1.84(g)). Each sheet must include a top margin of at least 2.5 cm. (1 inch), a left side margin of at least 2.5 cm. (1 inch), a right side margin of at least 1.5 cm. (5/8 inch), and a bottom margin of at least 1.0 cm. (3/8 inch);

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Kurt Sparks
 Customer Service Center
 Initial Patent Examination Division (703) 308-1202

03/21/2002

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PART 2 - COPY TO BE RETURNED WITH RESPONSE